
STATUTORY INSTRUMENTS

1976 No. 1214

Poisons (Northern Ireland) Order 1976

PART IV

CONTROL OF METHYLATED SPIRITS AND METHYLATED ETHER

Supplementary provisions relating to methylated spirits and methylated ether

13.—(1) Every retailer of methylated spirits or methylated ether shall keep such records, accounts and particulars regarding such spirits or ether as may be prescribed by regulations; and a retailer failing to comply with the regulations or to produce such records, accounts and particulars for inspection to any person authorised by the Department, or when required under Article 12(4), or falsifying such records, accounts or particulars, shall be guilty of an offence and shall be liable on summary conviction to a fine not exceeding^[F1] level 3 on the standard scale].

(2) A person shall not supply, sell or offer for sale methylated ether, except in the following cases—

- (a) where the ether is supplied, sold or offered to a person registered under the Medical Acts 1956 to 1969, or the Dentists Act 1957, for the purposes of his profession; or
- (b) where the ether is supplied, or sold, on the order of a person registered as aforesaid, for use in a hospital or similar institution; or
- (c) where the ether is supplied, sold or offered to a wholesale dealer for the purpose of export from Northern Ireland; or
- (d) where the ether is supplied, sold or offered for sale, by wholesale, to a retail dealer in the ordinary course of wholesale dealing; or
- (e) where the transaction is for such purpose, or takes place under such conditions, as may be authorised by regulations.

(3) Any person who acts in contravention of the provisions of paragraph (2), or who has methylated ether in his possession otherwise than for a purpose for which ether may be lawfully purchased, sold or supplied under that paragraph, shall be guilty of an offence and shall be liable on summary conviction to a fine not exceeding^[F1] level 3 on the standard scale].

(4) Where a justice of the peace is satisfied by complaint on oath that there is reasonable ground for believing that any methylated spirits or methylated ether are exposed or kept for sale at any place in the county or county borough for which he is justice in contravention of the provisions of Article 12 or of this Article, he may issue a search warrant under his hand authorising a constable at any time or times within one month from the date of the warrant—

- (i) to enter that place, by force if need be; and
- (ii) to examine and search that place for methylated spirits or methylated ether; and
- (iii) where the constable has reasonable grounds for suspecting that any methylated spirits or methylated ether found therein to be in that place for the purpose of sale there or elsewhere in contravention of those provisions, to seize and remove any such spirits or ether and their containers.

(5) In the event of the owner or occupier of such premises being convicted of exposing or keeping for sale any methylated spirits or methylated ether in contravention of the provisions of Article 12 or of this Article, the spirits or ether so seized, and their containers, shall be forfeited.

(6) Every wholesale dealer in methylated ether shall keep, in such form as may be prescribed by regulations, particulars of all his sales of such ether, and a wholesale dealer failing to keep such particulars, or to produce them to any person authorised by the Department when required, shall be guilty of an offence and shall be liable on summary conviction to a fine not exceeding^{F1} level 3 on the standard scale].

F1 1984 NI 3

Changes to legislation:

There are currently no known outstanding effects for the Poisons (Northern Ireland) Order 1976, Section 13.